

1 YAVAPAI COUNTY ATTORNEY'S OFFICE
2 JOSEPH C. BUTNER SBN 005229
3 DEPUTY COUNTY ATTORNEY
4 255 East Gurley Street
5 Prescott, AZ 86301
6 Telephone: 928-771-3344

SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA

2009 JUN -3 PM 4:19

JEANNE HICKS, CLERK

BY: Heather Figueroa

7 IN THE SUPERIOR COURT OF STATE OF ARIZONA

8 IN AND FOR THE COUNTY OF YAVAPAI

9 STATE OF ARIZONA,

CR 2008-1339

10 Plaintiff,

Division 6

11 v.

12 STEVEN CARROLL DEMOCKER,

STATE'S MOTION FOR AN *IN CAMERA*
INSPECTION OF DIGITAL IMAGES ON
A MEMORY CARD TAKEN OUT OF A
LUMIX CAMERA FOUND AT
DEFENDANT'S RESIDENCE.

13 Defendant.

14
15 The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney,
16 and her deputy, Joseph C. Butner, respectfully submits its motion for an *in camera* inspection
17 of the digital images from the memory card taken out of Lumix Camera discovered at the
18 1716 Alpine Meadows condo to determine whether the images on the card are subject to
19 disclosure under *Arizona Rules of Criminal Procedure*, Rule 15.1(f)(2).

20
21 The State does not believe the images on the memory card are relevant to the case at
22 bar and will not disclose the images without an Order from this Court to do so. The State
23 also seeks the Court's guidance regarding the ultimate disposition of this one piece of
24 evidence. Therefore, the State respectfully requests that this Court schedule a time for an *in*
25 *camera* inspection of these digital images.
26

1 RESPECTFULLY SUBMITTED this 3d June, 2009.

2
3 Sheila Sullivan Polk
YAVAPAI COUNTY ATTORNEY

4
5 By: 

6 Joseph C. Butner
Deputy County Attorney

7
8 COPY of the foregoing mailed/delivered this
9 3d day of June, 2009 to:

10 Honorable Thomas J. Lindberg
11 Division 6
Yavapai County Superior Court

12 John Sears
13 107 North Cortez Street, Suite 104
Prescott, AZ 86301

14 Larry Hammond
15 Anne Chapman
16 Osborn Maledon, P.A.
2929 North Central Ave, 21st Floor
17 Phoenix, AZ

18 Attorneys for Defendant

19 By: Debb Cornell
20
21
22
23
24
25
26

Office of the Yavapai County Attorney
255 E. Gurley Street, Suite 300
Prescott, AZ 86301
Phone: (928) 771-3344 Facsimile: (928) 771-3110